



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Jaworski et al.
Serial No. : 09/883,797
Filed : June 18, 2001
Title : FATTY ACID ELONGASES

Art Unit : 1638
Examiner : E. McElwain

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER

Pursuant to 37 CFR §3.73(b), Miami University is the Assignee of the entire right, title, and interest in the above-indicated application by virtue of Assignments. The Assignments were recorded in the U.S. Patent and Trademark Office on May 9, 2005 at Reel 016208, Frame 0363; May 9, 2005 at Reel 016208, Frame 0372; and May 12, 2005 at Reel 016215, Frame 0841.

The undersigned has reviewed the documents in the chain of title of the above-identified application and to the best of undersigned's knowledge and belief, title is in the Assignee identified above.

The undersigned, whose title is supplied below, is empowered to act on behalf of the Assignee.

Pursuant to 37 CFR §1.321(b), and to obviate a double patenting rejection, the Assignee identified above hereby waives and disclaims the terminal portion of the term of the entire patent to be granted upon the above-identified application subsequent to the expiration date of U.S. Patent No. 6,307,128, whereby the patent granted on this application and U.S. Patent No. 6,307,128 will expire on the same day, provided that any patent granted on the above-identified application shall be enforceable only for and during such period that it is commonly owned with U.S. Patent No. 6,307,128.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

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I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

August 18, 2005
Date of Deposit

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Signature

Jill Huso
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Attorney's Docket No.: 07148-
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The Assignee identified above does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of U.S. Patent No. 6,307,128 in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term, except for the separation of legal title as stated above. The Assignee does not disclaim or otherwise affect any part of U.S. Patent No. 6,307,128.

This disclaimer runs with any patent granted on the above-indicated application and is binding upon the grantee, its successors or assigns.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: 7/22/05



Richard M. Norman
Vice President Finance and Business Services